

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

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STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Issuance of up to 1,000,000 shares of
Common Stock through its Retirement
Savings Plan in an amount not to exceed
\$35,000,000.

Case No. 06-0349

**REPORT OF ACTION
FOR THE QUARTER ENDED September 30, 2008
Prepared November 26, 2008**

Reference is made to the order entered into on June 28, 2006 authorizing Atmos Energy Corporation ("Atmos") to issue up to 1,000,000 shares of common stock in total for the Retirement Savings Plan and Trust for a total amount not to exceed \$35,000,000.00.

For the period July 1, 2008 through September 30, 2008, the Petitioner reports that there 147,664 shares exercised under the Retirement Savings Plan and Trust with \$3,928,204.88 increase in capital stock. The aggregate number of shares authorized but not issued under Docket 06-0349 totaled 62,341 as of September 30, 2008.

Atmos Energy Corporation


Robert J. Smith
Assistant Treasurer

CHIEF CLERK'S OFFICE

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ILLINOIS
COMMERCE COMMISSION

VERIFICATION

STATE OF TEXAS }
COUNTY OF DALLAS } SS.

Robert J. Smith, being first duly sworn, on oath deposes and says that he is the Assistant Treasurer of Atmos Energy Corporation, the Petitioner in the foregoing report, and that he has read said Report and knows the contents thereof, and that the same is true to the best of his knowledge, information and belief. Subscribed and sworn to before me this 26th day of November, 2008.


Notary Public, State of Texas

